THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.11325 of 2006

DATED: 13.06.2006

Between:
Badhe Ramachandra Rao ..
PETITIONER

Versus

The State Election Commission, Tank Bund, Hyderabad, represented by its State Election Commissioner and three Others. ..
RESPONDENTS

WRIT PETITION NO.11325 of 2006

ORDER:

Heard the counsel on record.

2. The Writ Petition is filed for Writ of Mandamus directing the respondents to consider the representations dated 9.1.2006 and 31.5.2006 made to the respondent authorities for inclusion of petitioner's name and his family members names in the electoral roll of Hatnoora village for ensuing Gram Panchayat Elections and consequently declare the action of the respondents in not including the petitioner's name and his family members names in the electoral roll of Hatnoora village as illegal, arbitrary and also contrary to the provisions of Andhra Pradesh Panchayat Raj Act, 1994 and the rules made thereunder and pass such other suitable orders.

3. It is stated that the concerned Mandal Revenue Officer, on verification, in No.B/4362/2006, dated 6.6.2006 recommended for the inclusion of the concerned names. However, Sri Prabhakar Rao, learned counsel representing 1st respondent, would maintain that

inasmuch as notification already had been issued, the question of inclusion of voters, at this stage, may not be permissible. However, in view of the fact that the Mandal Revenue Officer already had recommended for the inclusion of the names and inasmuch as it is brought to the notice of this Court that the competent authority is the Revenue Divisional Officer (Panchayat Wing), Medak, Medak District, 3rd respondent herein, and also in view of the facts and circumstances of the case, the Writ Petition is disposed of with the following direction:

> "3rd respondent is hereby directed to take into consideration the proceedings of the Mandal Revenue Officer, in B.No.4362/2006, dated 6.6.2006 and pass appropriate orders, if already no order in relation thereto had been made, within a period of three (03) days from the date of receipt of a copy of this order".

There shall be no order as to costs.

13.06.2006

SSR

Note: Office to communicate the order immediately.

(BO)